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APPEAL, CLOSED, DISCREP

**U.S. District Court**  
**U.S. District Court for the Northern District of Oklahoma (Tulsa)**  
**CIVIL DOCKET FOR CASE #: 4:09-cv-00574-TCK -TLW**

World Publishing Company v. United States Department of Justice

Assigned to: Judge Terence Kern

Referred to: Magistrate Judge T Lane Wilson

Case in other court: 10th Circuit, 11-05063  
 t: (#42)

Date Filed: 09/03/2009

Date Terminated: 03/28/2011

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Cause: 05:552 Freedom of Information Act

**Plaintiff**

**World Publishing Company**

represented by **J Schaad Titus**

Titus Hillis Reynolds Love Dickman & McCalmon

15 E 5TH ST STE 3700

TULSA, OK 74103

918-587-6800

Fax: 918-587-6822

Email: stitus@titushillis.com

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**United States Department of Justice**  
*and its subordinate bureau*

-

United States Marshal Service

represented by **Galen N Thorp**

US Department of Justice (Civil-Box 883)

PO BOX 883

WASHINGTON, DC 20044

202-514-4781

Fax: 202-616-8460

Email: galen.thorp@usdoj.gov  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/03/2009	<a href="#"><u>1</u></a>	CIVIL COVER SHEET by World Publishing Company (Titus, J) (Entered: 09/03/2009)
09/03/2009	<a href="#"><u>2</u></a>	COMPLAINT against United States Department of Justice <i>and its subordinate bureau, United States Marshal Service</i> (paid \$350 filing fee; receipt number 10850000000000602029) by World Publishing Company (With attachments) (Titus, J) (Additional attachment(s) added on 10/20/2009: # <a href="#"><u>5</u></a> Exhibit 1 FOIA Request, # <a href="#"><u>6</u></a> Exhibit 3 FOIA Appeal) Exhibits replaced per Minute Order #12 (lml, Dpty Clk). (Entered: 09/03/2009)
09/03/2009	<a href="#"><u>3</u></a>	ATTORNEY APPEARANCE by J Schaad Titus on behalf of World Publishing Company (Titus, J) (Entered: 09/03/2009)
09/03/2009	4	MINUTE ORDER by Court Clerk, directing World Publishing Company to file a Corporate Disclosure Statement pursuant to FRCvP 7.1 within five (5) days of this order, if they have not already done so. The parties shall use the form entitled Corporate Disclosure Statement available on the Courts website (please do not refile if already filed on non-court form unless directed to do so). If you have already filed your Corporate Disclosure Statement in this case, you are reminded to file a Supplemental Corporate Disclosure Statement within a reasonable time of any change in the information that the statement requires. (s-srb, Dpty Clk) (Entered: 09/03/2009)
09/03/2009	<a href="#"><u>5</u></a>	CORPORATE DISCLOSURE STATEMENT by World Publishing Company (Titus, J) (Entered: 09/03/2009)
09/04/2009	<a href="#"><u>6</u></a>	SUMMONS Issued by Court Clerk as to United States Department of Justice (s-srb, Dpty Clk) (Entered: 09/04/2009)
09/09/2009	<a href="#"><u>7</u></a>	SUMMONS Issued by Court Clerk <i>as to United States Marshal Service</i> (s-srb, Dpty Clk) (Entered: 09/09/2009)
10/14/2009	<a href="#"><u>8</u></a>	MOTION to Dismiss by United States Department of Justice (With attachments) (Thorp, Galen) Modified on 10/15/2009; this is a two-part motion of which only one part was efiled - see 10 for Motion for Summary Judgment (sac, Dpty Clk). (Entered: 10/14/2009)

10/14/2009	<a href="#">9</a>	MOTION to Seal Document <i>Exhibits 1 and 3 of Plaintiff's Complaint for Improperly Including Personal Data Identifiers</i> (Re: <a href="#">2</a> Complaint ) by United States Department of Justice (Thorp, Galen) (Entered: 10/14/2009)
10/14/2009	10	MOTION for Summary Judgment ( <i>submitted as part of <a href="#">8</a></i> ) by United States Department of Justice (sac, Dpty Clk) (Entered: 10/15/2009)
10/15/2009		NOTICE of Docket Entry Modification; Error: this is a two-part document of which only one part was efiled; Correction: efiled Motion for Summary Judgment - see 10 (Re: <a href="#">8</a> MOTION to Dismiss ) (sac, Dpty Clk) (Entered: 10/15/2009)
10/15/2009	<a href="#">11</a>	MOTION to Withdraw Document(s) <i>and Substitute Exhibits</i> (Re: <a href="#">9</a> MOTION to Seal Document <i>Exhibits 1 and 3 of Plaintiff's Complaint for Improperly Including Personal Data Identifiers</i> ) by World Publishing Company (With attachments) (Titus, J) (Entered: 10/15/2009)
10/19/2009	12	MINUTE ORDER by Judge Terence Kern <i>Plaintiff's Motion to Withdraw and Substitute Exhibits (Doc. 11) is GRANTED. The Clerk is directed to remove Exhibits 1 and 3 from Plaintiff's Complaint and replace them with the redacted Exhibits 1 and 3 attached to Plaintiff's Motion to Withdraw and Substitute Exhibits (Doc. 11). Defendant's Motion to Seal Exhibits from Plaintiff's Complaint for Improperly Excluding Personal Data Identifiers (Doc. 9) is DENIED as moot. ; finding as moot <a href="#">9</a> Motion to Seal Document(s); granting <a href="#">11</a> Motion to Withdraw Documents(s) (Re: <a href="#">2</a> Complaint, )</i> (vah, Chambers) (Entered: 10/19/2009)
10/19/2009	<a href="#">13</a>	ORDER by Judge Terence Kern, directing parties to file joint status report( Status Report due by 11/20/2009) (cds, Dpty Clk) (Entered: 10/19/2009)
10/28/2009	<a href="#">14</a>	MOTION for Extension of Time to Respond to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#">8</a></i> ) ) by World Publishing Company (Titus, J) (Entered: 10/28/2009)
10/28/2009	<a href="#">15</a>	Amended MOTION for Extension of Time to Respond to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#">8</a></i> ), <a href="#">14</a> MOTION for Extension of Time to Respond to Motion ) by World Publishing Company (Titus, J) (Entered: 10/28/2009)
10/29/2009	16	MINUTE ORDER by Judge Terence Kern ; setting/resetting deadline(s)/hearing(s): ( Responses due by 11/13/2009, Replies due by 11/30/2009); granting <a href="#">15</a> Motion for Extension of Time to Respond to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#">8</a></i> ) ) (vah, Chambers) (Entered: 10/29/2009)
10/29/2009	17	MINUTE ORDER by Judge Terence Kern <i>motion was amended by Doc. 15 ; finding as moot <a href="#">14</a> Motion for Extension of Time to Respond to Motion</i> (vah, Chambers) (Entered: 10/29/2009)

10/29/2009	<a href="#"><u>18</u></a>	RESPONSE in Opposition to Motion (Re: <a href="#"><u>8</u></a> MOTION to Dismiss ) by World Publishing Company ; (With attachments) (Titus, J) (Entered: 10/29/2009)
11/10/2009	<a href="#"><u>19</u></a>	Unopposed MOTION for Extension of Time to Respond to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#"><u>8</u></a></i> ) ) by World Publishing Company (Titus, J) (Entered: 11/10/2009)
11/12/2009	20	MINUTE ORDER by Judge Terence Kern ; setting/resetting deadline(s)/hearing(s): ( Responses due by 11/25/2009, Replies due by 12/11/2009); granting <a href="#"><u>19</u></a> Motion for Extension of Time to Respond to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#"><u>8</u></a></i> ) ) (vah, Chambers) (Entered: 11/12/2009)
11/12/2009	<a href="#"><u>21</u></a>	NOTICE of Intent to File One Reply to Plaintiff's Bifurcated Responses (Re: 16 Minute Order,, Setting/Resetting Deadline(s)/Hearing(s), Setting/Resetting Deadline(s)/Hearing(s), Ruling on Motion for Extension of Time to Respond to Motion, 20 Minute Order,, Setting/Resetting Deadline(s)/Hearing(s), Setting/Resetting Deadline(s)/Hearing(s), Ruling on Motion for Extension of Time to Respond to Motion, ) by United States Department of Justice (Thorp, Galen) (Entered: 11/12/2009)
11/18/2009	<a href="#"><u>22</u></a>	JOINT STATUS REPORT by World Publishing Company, United States Department of Justice (Titus, J) (Entered: 11/18/2009)
11/25/2009	<a href="#"><u>23</u></a>	RESPONSE in Opposition to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#"><u>8</u></a></i> ) ) by World Publishing Company ; (With attachments) (Titus, J) (Entered: 11/25/2009)
11/25/2009	<a href="#"><u>24</u></a>	MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#"><u>8</u></a></i> ) ) by World Publishing Company (With attachments) (Titus, J) Modified on 11/30/2009- This is a multi-part motion; See Doc #25 for second part (lml, Dpty Clk). (Entered: 11/25/2009)
11/25/2009	25	MOTION for Extension of Time to Respond to Motion ( <i>SUBMITTED AS DOC # <a href="#"><u>24</u></a></i> ) (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of <a href="#"><u>8</u></a></i> ), <a href="#"><u>8</u></a> MOTION to Dismiss ) by World Publishing Company (lml, Dpty Clk) (Entered: 11/30/2009)

11/30/2009		NOTICE of Docket Entry Modification; Error: Document No. 24 is a multi-part motion, but only one part was filed; Correction: Filed the second motion part as Document No. 25 (Re: <a href="#">24</a> MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support, 25 MOTION for Extension of Time to Respond to Motion (SUBMITTED AS DOC # <a href="#">24</a> ) ) (lml, Dpty Clk) (Entered: 11/30/2009)
12/01/2009	26	MINUTE ORDER by Judge Terence Kern, referring motion(s) to Magistrate Judge Wilson (Re: 25 MOTION for Extension of Time to Respond to Motion (SUBMITTED AS DOC # <a href="#">24</a> ) ) (vah, Chambers) (Entered: 12/01/2009)
12/03/2009	27	MINUTE ORDER by Magistrate Judge T Lane Wilson, setting/resetting deadline(s)/hearing(s): <i>Parties are to report to Magistrate Courtroom No. 2, Third Floor.</i> ( Motion Hearing set for 1/5/2010 at 09:30 AM before Magistrate Judge T Lane Wilson) (Re: 25 MOTION for Extension of Time to Respond to Motion (SUBMITTED AS DOC # <a href="#">24</a> ) ) (crp, Dpty Clk) (Entered: 12/03/2009)
12/04/2009	28	MINUTE ORDER by Magistrate Judge T Lane Wilson <i>a Telephone Conference is scheduled for today 12/4/09 at 3:00 p.m., setting/resetting deadline(s)/hearing(s): (Court will initiate conference call)</i> ( Miscellaneous Hearing set for 12/4/2009 at 03:00 PM before Magistrate Judge T Lane Wilson) (crp, Dpty Clk) (Entered: 12/04/2009)
12/04/2009	<a href="#">29</a>	MINUTES of Proceedings - held before Magistrate Judge T Lane Wilson: Miscellaneous Hearing held on 12/4/2009, striking/terminating deadline(s)/Hearing(s) (Re: <a href="#">24</a> MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support, 25 MOTION for Extension of Time to Respond to Motion (SUBMITTED AS DOC # <a href="#">24</a> ) ) (Court Reporter: C1) (crp, Dpty Clk) (Entered: 12/04/2009)
12/07/2009	30	MINUTE ORDER by Magistrate Judge T Lane Wilson <i>the hearing scheduled for 1/5/10 is stricken</i> ; striking/terminating deadline(s)/Hearing(s); denying 25 Motion for Extension of Time to Respond to Motion (Re: <a href="#">23</a> Response in Opposition to Motion, <a href="#">18</a> Response in Opposition to Motion, <a href="#">8</a> MOTION to Dismiss ) (crp, Dpty Clk) (Entered: 12/07/2009)
12/11/2009	<a href="#">31</a>	REPLY to Response to Motion (Re: <a href="#">8</a> MOTION to Dismiss ) by United States Department of Justice ; (Thorp, Galen) (Entered: 12/11/2009)

12/11/2009	<a href="#">32</a>	REPLY to Response to Motion (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of 8</i> ), <a href="#">8</a> MOTION to Dismiss ) by United States Department of Justice ; (Thorp, Galen) (Entered: 12/11/2009)
12/11/2009	<a href="#">33</a>	MOTION to Strike Document(s) <i>Strike Plaintiff's Request for Summary Judgment for Failure to File Separate Cross-Motion</i> (Re: <a href="#">23</a> Response in Opposition to Motion ) by United States Department of Justice (Thorp, Galen) (Entered: 12/11/2009)
12/11/2009	<a href="#">34</a>	RESPONSE in Opposition to Motion (Re: <a href="#">24</a> MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support ) by United States Department of Justice ; (Thorp, Galen) (Entered: 12/11/2009)
12/15/2009	<a href="#">35</a>	NOTICE Notice of Recent Decision (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of 8</i> ), <a href="#">8</a> MOTION to Dismiss ) by United States Department of Justice (With attachments) (Thorp, Galen) (Entered: 12/15/2009)
12/24/2009	<a href="#">36</a>	REPLY to Response to Motion (Re: <a href="#">24</a> MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support MOTION Fed. R. Civ. P. 56(f) Motion to Deny Defendant's Motion for Summary Judgment or Continue the Response to Obtain Discovery in this Case and Brief in Support ) by World Publishing Company ; (Titus, J) (Entered: 12/24/2009)
12/31/2009	<a href="#">37</a>	RESPONSE in Opposition to Motion (Re: <a href="#">33</a> MOTION to Strike Document(s) <i>Strike Plaintiff's Request for Summary Judgment for Failure to File Separate Cross-Motion</i> ) by World Publishing Company ; (Titus, J) (Entered: 12/31/2009)
01/14/2010	<a href="#">38</a>	REPLY to Response to Motion (Re: <a href="#">33</a> MOTION to Strike Document(s) <i>Strike Plaintiff's Request for Summary Judgment for Failure to File Separate Cross-Motion</i> ) by United States Department of Justice ; (Thorp, Galen) (Entered: 01/14/2010)
03/14/2011	<a href="#">39</a>	NOTICE of Recent Decision (Re: 10 MOTION for Summary Judgment ( <i>submitted as part of 8</i> ), <a href="#">8</a> MOTION to Dismiss ) by United States Department of Justice (With attachments) (Thorp, Galen) (Entered: 03/14/2011)
03/28/2011	<a href="#">40</a>	OPINION AND ORDER by Judge Terence Kern ; denying <a href="#">33</a> Motion to Strike Document(s); denying <a href="#">8</a> Motion to Dismiss; granting 10 Motion for Summary Judgment; denying <a href="#">24</a> Motion for Miscellaneous Relief (vah, Chambers) (Entered: 03/28/2011)

03/28/2011	<a href="#">41</a>	JUDGMENT by Judge Terence Kern, dismissing/terminating case (terminates case), entering judgment in favor of Defendants against Plaintiff (terminates case) (vah, Chambers) (Entered: 03/28/2011)
03/28/2011		***Civil Case Terminated (see document number <a href="#">41</a> ) (lml, Dpty Clk) (Entered: 03/29/2011)
04/26/2011	<a href="#">42</a>	NOTICE OF APPEAL to Circuit Court (paid \$455 appeal fee; receipt number 1085-847237) (Re: <a href="#">40</a> Opinion and Order, Ruling on Motion to Strike Document(s), Ruling on Motion to Dismiss, Ruling on Motion for Summary Judgment, Ruling on Motion for Miscellaneous Relief, <a href="#">41</a> Judgment, Dismissing/Terminating Case, Entering Judgment ) by World Publishing Company (Titus, J) (Entered: 04/26/2011)
04/27/2011	<a href="#">43</a>	PRELIMINARY RECORD Sent to Circuit Court (Re: <a href="#">42</a> Notice of Appeal to Circuit Court, ) (With attachments) (lml, Dpty Clk) (Entered: 04/27/2011)
04/27/2011	<a href="#">44</a>	APPEAL NUMBER INFORMATION from Circuit Court assigning Case Number 11-5063 (#42) (Re: <a href="#">42</a> Notice of Appeal to Circuit Court, ) (sam, Dpty Clk) (Entered: 04/27/2011)
05/20/2011	<a href="#">45</a>	TRANSCRIPT ORDER FORM (Transcripts are not necessary or are already on file ) (Re: <a href="#">42</a> Notice of Appeal to Circuit Court, ) by World Publishing Company (Titus, J) (Entered: 05/20/2011)
06/01/2011	<a href="#">46</a>	CLERK'S RECORD on Appeal Sent to Circuit Court (Re: <a href="#">42</a> Notice of Appeal to Circuit Court, ) (s-srl, Dpty Clk) (Entered: 06/01/2011)

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